

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

GABRIEL J. HURLEY,

Plaintiff,

V.

TOYOTA MOTOR CORPORATION, et al.,:

Defendants.

AND

FORD MOTOR COMPANY,

Defendant/Third Party Plaintiff,

V.

MICHAEL R. O'MALLERY, THOMAS
B. O'MALLERY; AND PAUL SCOCCA,

Third Party Defendants.

Honorable Madeline Cox Arleo
Civil Action No. 11-4689 (WHW)

REPORT AND RECOMMENDATION

THIS MATTER having come before the Court upon the motion of plaintiff, Gabriel Hurley (“plaintiff”) to remand the pending action to state court (Dkt. Entry 19) upon notice to defendants, Toyota Motor Corporation and Ford Motor Company (“defendants”) and third party defendants, Michael O’Mallery and Paul Scocca (“third party defendants”), and the Court having considered the papers submitted in connection with the motion, and neither defendants nor third party defendants having any opposition to the remand motion, and having heard oral argument on April 25, 2012, and for the reasons set forth on the record, and for good cause shown;

IT IS on this 25th day of April 2012,

RECOMMENDED THAT plaintiff's motion to remand this action to the Superior Court of New Jersey, Law Division, Middlesex County (Dkt. Entry 19) be **GRANTED**.

The parties have fourteen (14) days from the date hereof to file objections.

s/Madeline Cox Arleo
MADELINE COX ARLEO
United States Magistrate Judge

Original: Clerk
cc: Hon. William H. Walls, U.S.D.J.
All Parties
File